

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LMREC III NOTE HOLDER, INC

Plaintiff,

20-cv-05063 (KMK)(PED)

-against-

PROPOSED ORDER
FOR PAYMENT OF FEES
TO RECEIVER AND TO
COUNSEL FOR RECEIVER
FOR AUGUST 2022

HUDSON EFT LLC, GUIDO SUBOTOVSKY,
SAMUEL GACCIONE, HUGO SUBOTOVSKY,
WILLIAM CLARKE, NOBLE ELEVATOR
COMPANY, INC., SHAWN'S LAWN, INC., VSP
MECHANICAL, INC., GEBERTH ELECTRIC, INC.,
GAC BUILDERS LTD., BRIDGE MECHANICAL
CORPORATION, UPPER RESTORATION, INC.,
AND JOHN DOE #1 THROUGH JOHN DOE #10,

Defendants.

WHEREAS, pursuant to paragraph 4(y) of the Order Appointing Receiver dated August 21, 2020, Receiver Andrew L. Herz rendered services for the month of August 2022 in the amount of \$1,040.00 which payment was approved by Plaintiff in the attached writing dated September 9, 2022 (Ex. A); and

WHEREAS, pursuant to the Order Appointing Kim Berg as Counsel to Receiver dated September 9, 2020, Counsel to Receiver rendered services during the month of August 2022 in the amount of \$783.14 which payment was approved by Plaintiff in the attached writing dated September 11, 2022 (Ex. B); and

WHEREAS, Receiver and Counsel to Receiver now seek Court approval of the interim payments to Receiver and to Counsel as described herein.

IT IS THEREFORE ORDERED that the interim disbursements to Receiver Andrew L. Herz in the amount of \$1,040.00 and to Counsel for Receiver in the amount of \$783.13 are hereby approved.

SO ORDERED:



Kenneth M. Karas, U.S.D.J.

9/14/22

Exhibit A

Andrew L. Herz
Receiver Time
August 1– 31, 2022

08.03.22 Wednesday	.10	Write Mr. Lauretta; pay insurance
08.04.22 Thursday	.10	Review timesheets
08.09.22 Tuesday	.10	Arrange insurance payment
08.10.22 Wednesday	.10	Conference Ms. Camardella re: Utility bills
08.11.22 Thursday	.40	Write Mr. Cordone, Write Mr. Watkins; review Sobolof report
08.17.22 Wednesday	.10	Miscellaneous correspondence
08.28.22 Sunday	.30	Write Mr. Cordone; sign checks
08.30.22 Tuesday	.40	Write Mr. Lauretta; Telephone call Mr. Mehring
Total	1.60	\$1040.00

Re: Subject: 80 Main Street/ Receiver Time

From: Herz, Andrew L. (x2910) (alherz@pbwt.com)

To: gouldberglawinfo@yahoo.com

Date: Friday, September 9, 2022 at 09:45 PM EDT

Approved

Andrew L. Herz
Cell:914-584-7583
ALHerz@PBWT.COM

On Sep 9, 2022, at 3:50 PM, Christine Camardella <gouldberglawinfo@yahoo.com> wrote:

Caution: External Email!

Please approve

Thanks,
Christine Camardella
Gould & Berg, LLP

222 Bloomingdale Road, Suite 304
White Plains, New York 10605
Phone: 914-397-1050
Fax: 914-397-1051
e-mail: gouldberglawinfo@yahoo.com

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12.6kB

Exhibit B



GOULD & BERG, LLP
attorneys at law

222 Bloomingdale Road
White Plains, New York 10605
(914) 397-1050
gouldbergglawinfo@yahoo.com

Mr. Andrew Herz, Receiver
33 Cushman Road
White Plains, NY 10606

Statement Date: September 9, 2022

Statement No. 2

Account No. 5168.20

Page: 1

RE:Counsel to Receiver

Counsel to Receiver

INTERIM STATEMENT

		HOURS	
8/04/2022	Review several emails; print correspondence; Reply to Mr. Herz re: Vanguard Insurance; Telephone call with Nicole Hanlon from Vanguard re: Payment; draft email to Nicole; Telephone call with Mr. Herz; Forward email to Mr. Herz re additional information required/ Vanguard; reply to Mr. Mehring re Taxes	0.50	45.00
	prepare proposed order for fees and review invoices and approvals from plaintiff	0.30	150.00
	Prepare documents for exhibits proposed order for fees; scan; file with court Proposed Order for Fees	0.50	45.00
8/08/2022	Prepare payment to NorthMarq Capital August Force Place Policy; Scan	0.30	27.00
8/09/2022	Balance July 2022 TD Bank Statement; Gather documents & post payments for July portion of Quarterly Report	1.20	108.00
	Draft email to parties re NorthMarq payment with attachment; Overnight payment	0.10	9.00
8/10/2022	Review email correspondence re Verizon; prepare payment to Verizon; scan & pdf to parties; telephone call with Mr. Herz; mail; file	0.30	27.00
8/11/2022	Review email correspondence; meet with Mr. Herz re outstanding bills; prepare payments re Con Edison, Adam Sobolof, Cordone; scan; draft email to parties with attachments; file, mail	1.10	99.00
8/12/2022	Review email correspondence; print attachments; misc. filing	0.50	45.00

To ensure proper credit, please include account number and statement date on remittance checks. Thank you.

RECAPITULATION

8/05/2022	Overnight mail charges -FedEx - 9453	19.19
8/10/2022	Postage	0.57
8/11/2022	Postage	2.52
8/12/2022	Overnight mail charges - FedEx- 9486	24.96
8/31/2022	Photocopies 189 x .10	18.90
	TOTAL EXPENSES	66.14
	TOTAL CURRENT WORK	783.14
	BALANCE DUE	\$783.14

PLEASE INDICATE FILE NO. ON REMITTANCE - THANK YOU

Re: Subject: 80 Main Street/ Counsel to Receiver time

From: Mehring, Luke (luke.mehring@lasalle.com)

To: gouldberglawinfo@yahoo.com

Cc: alherz@pbwt.com; kberg@gouldberglaw.com

Date: Sunday, September 11, 2022 at 11:09 AM EDT

I approve

Sent from my iPhone

On Sep 9, 2022, at 12:33 PM, Christine Camardella <gouldberglawinfo@yahoo.com> wrote:

Caution: Message from external sender

Hi

Please approve

Thanks

Christine Camardella
Gould & Berg, LLP

222 Bloomingdale Road, Suite 304
White Plains, New York 10605
Phone: 914-397-1050
Fax: 914-397-1051
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